### IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF ALABAMA NORTHERN DIVISION

DWIGHT RODGERS,	)	
Plaintiff,	)	CIVIL ACTION NO.: 2:06-CV-1067-WKW-SRW
v.	)	
CRACKER BARREL OLD COUNTRY STORE, INC.,	)	
Defendant.	) )	

### PLAINTIFF'S RESPONSE TO **JUDGE'S SEPTEMBER 13, 2007 ORDER**

COMES NOW Dwight Rodgers, Plaintiff herein, and files this response to United States District Judge's Show September 13, 2007 Order and states the following:

Plaintiff has mailed on this date a payment for reimbursement of expenses in the amount of \$250.00 as directed by the court. [Exhibit A].

Respectfully submitted this 24 th day of September, 2007.

/s/Byron Perkins State Bar No. ASB - 0183 - N75B Attorney for Plaintiff

The Cochran Firm 505 North 20th Street - Suite 825 Birmingham, Alabama 35203 (205) 244-1115 (205) 244-1171 fax

email: bperkins@CochranFirm.com

s/Monica A. York Monica A. York State Bar No. 781153 Attorney for Plaintiff

**ATTORNEYS** BREEDLOVE & LASSITER, LLP 250 East Ponce de Leon Avenue Suite 425 Decatur, Georgia 30030 (404) 377-5512 (telephone) (404) 377-5515 (facsimile)

email: myork@breedloveandlassiter.com

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DWIGHT RODGERS,	)	
Plaintiff,	) )	CIVIL ACTION NO.: 2:06-CV-1067-WKW-SRW
	)	
<b>v.</b>	)	
	)	
CRACKER BARREL OLD	)	
COUNTRY STORE, INC.,	)	
	)	
Defendant.	)	

#### **CERTIFICATE OF SERVICE**

I hereby certify that on September 24, 2007, I electronically filed PLAINTIFF'S RESPONSE TO JUDGE'S SEPTEMBER 13, 2007 ORDER with the Clerk of Court using the CM/ECF system which will automatically send email notification of such filing to the following attorneys of record:

> Jennifer Busby Ashley H. Hattaway Burr & Forman LLP 3400 Wachovia Tower 420 North 20th Street Birmingham, Alabama 35203

Respectfully submitted,

/s/Byron Perkins Byron Perkins State Bar No. ASB - 0183 - N75B Attorney for Plaintiff

The Cochran Firm 505 North 20th Street - Suite 825 Birmingham, Alabama 35203 (205) 244-1115 (205) 244-1171 fax email: bperkins@CochranFirm.com

> s/Monica A. York Monica A. York State Bar No. 781153 Attorney for Plaintiff

**ATTORNEYS** BREEDLOVE & LASSITER, LLP 250 East Ponce de Leon Avenue Suite 425 Decatur, Georgia 30030 (404) 377-5512 (telephone) (404) 377-5515 (facsimile)

email: myork@breedloveandlassiter.com

# **EXHIBIT A**

## **Cover Letter/Check #2628 for \$250.00**

#### **ATTORNEYS**

## Breedlove & Lassiter, LLP

A PARTNERSHIP INCLUDING PROFESSIONAL CORPORATIONS

Lee Breedlove Jule C. Lassiter, III Monica A. York\* \*Also admitted in Massachusetts 404.377.5512 404.377.5515 Fax

September 24, 2007

Jennifer Busby, Esq. Ashley Hattaway, Esq. Burr & Forman LLP 3100 Wachovia Tower 420 North 20th Street Birmingham, AL 35203

> Re: Dwight N. Rodgers v. Cracker Barrel Old Country Store, Inc.

> > United States District Court for the Middle District of Alabama Northern Division: Civil Action No.: CV-06-1067-WKW-SRW

Dear Ms. Busby and Ms. Hattaway:

Pursuant to Judge Keith Watkins Order of September 13, 2007, enclosed please find payment for expenses in the amount of \$250.00 via check number 2628.

With best regards, I remain,

Sincerely yours,

**ATTORNEYS** 

Breedlove & Lassiter, LLP

enclosures

### Case 2:06-cv-01067-WKW-SRW Document 31-2 ATTORNEYS BREEDLOVE & LASSITER LLP LEE BREEDLOVE GENERAL PARTNER

PH. (404)377-5512 250 E. PONCE DE LEON AVE. STE 425 DECATUR, GA 30030

## Filed 09/24/2007 Wachovia

Wachovia Bank, N.A. wachovia.com 64-22/610

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2628

9/24/2007

PAY TO THE ORDER OF Burr & Foreman, LLP

\$\*\*250.00

DOLLARS

Burr & Foreman, LLP 420 North 20th Street, Ste 3400 Birmingham, AL 35203

**MEMO** 

AUTHORIZED SIGNATURE

#00 26 28 # #06 1000 2 2 7# 20000 148 9 9 108 #